

**STATEMENT OF PROCEEDINGS FOR THE REGULAR MEETING OF THE OVERSIGHT
BOARD TO THE SUCCESSOR AGENCY OF THE
WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION**

**CITY OF WEST HOLLYWOOD
PLUMMER PARK, COMMUNITY CENTER
ROOMS 5 AND 6
7377 SANTA MONICA BOULEVARD
WEST HOLLYWOOD, CALIFORNIA 90046**

Thursday, February 28, 2013

2:00 p.m.

AUDIO LINK FOR THE ENTIRE MEETING. (13-1221)

Attachments: [Audio](#)

I. CALL TO ORDER

Vice Chair Burnley called the meeting to order at 2:02 p.m.

II. ROLL CALL

Ivonne Evelyn Umana, Administrative Staff, called the roll:

**Present: Board Members Paul Arevalo, Tsilah Burman,
David Flaks (Arrived at 2:07 p.m.), Madeline Roachell,
Vice Chair Martin Zimmerman and Chair Roderick Burnley**

Absent: Board Member Megan Reilly

III. SUCCESSOR AGENCY STAFF REPORT

This time is set aside for Successor Agency staff to update the Board on important items initiated by staff or previously requested by the Oversight Board.

Jonathan Leonard, Project Development Administrator, provided a verbal update concerning the All Other Fund Due Diligence Review. Mr. Leonard stated that the Department of Finance (DOF) requested additional information, and a final determination is expected by April 1, 2013.

Robert Smith, Successor Agency Legal Counsel, added that recent legislation has been introduced concerning Successor Agency bonds, amending the dissolution legislation to allow the Successor Agency to use 2011 Bonds that were issued prior to the effective date of the legislation when the DOF issues the Finding of Completion.

Vice Chair Zimmerman inquired if the Successor Agency had communication with the DOF regarding the items disallowed on the last ROPS. Mr. Leonard responded that there has not been any further conversation pertaining to the items that were disallowed on the previous ROPS.

Mr. Smith further informed the Oversight Board that the DOF's position is clear not to use the 2011 Bonds; however, legislatures in Sacramento disagree, which is why the Successor Agency opted to pursue a legislative resolution. Litigation can possibly be considered if legislation does not pass.

By Common Consent, there being no objection (Board Member Reilly being absent), the Oversight Board accepted Mr. Leonard's report.

IV. PUBLIC COMMENT

1. This time has been set aside for members of the public to address the City of West Hollywood Oversight Board on items within the subject matter jurisdiction of the Board. Although the Board values your comments, under the Brown Act, the Board cannot discuss or take action on items not listed on the posted agenda. (13-0866)

There were none.

V. ADMINISTRATIVE MATTERS

2. Election of Chair and/or Vice-Chair for the Oversight Board. (13-0956)

Board Member Zimmerman nominated Vice Chair Burnley to serve as Chair of the Oversight Board to the Successor Agency of the West Hollywood Community Development Commission.

On motion of Board Member Zimmerman, seconded by Board Member Roachell, duly carried by the following vote, Vice Chair Burnley was appointed to serve as Chair of the Oversight Board to the Successor Agency of the West Hollywood Community Development Commission:

Ayes: 6 - Board Members Arevalo, Burman, Flaks, Roachell,
Vice Chair Zimmerman and Chair Burnley

Absent: 1 - Board Member Reilly

Board Member Arevalo nominated Board Member Zimmerman for Vice Chair of the Oversight Board to the Successor Agency of the West Hollywood Community Development Commission.

On motion of Board Member Arevalo, seconded by Board Member Roachell, duly carried by the following vote, Board Member Zimmerman was appointed to serve as Vice Chair of the Oversight Board to the Successor Agency of the West Hollywood Community Development Commission:

Ayes: 6 - Board Members Arevalo, Burman, Flaks, Roachell, Vice Chair Zimmerman and Chair Burnley

Absent: 1 - Board Member Reilly

3. Recommendation: Approve the minutes for January 7, 2013. (13-0335)

On motion of Vice Chair Zimmerman, seconded by Board Member Roachell, duly carried by the following vote, the Oversight Board approved the January 7, 2013 Minutes:

Ayes: 5 - Board Members Arevalo, Flaks, Roachell, Vice Chair Zimmerman and Chair Burnley

Abstentions: 1 - Board Member Burman

Absent: 1 - Board Member Reilly

Attachments: [January 7, 2013 Minutes](#)

4. Recommendation: Approve the minutes for January 14, 2013 . (13-0867)

On motion of Vice Chair Zimmerman, seconded by Board Member Roachell, duly carried by the following vote, the Oversight Board approved the January 14, 2013 Minutes:

Ayes: 5 - Board Members Arevalo, Flaks, Roachell, Vice Chair Zimmerman and Chair Burnley

Abstentions: 1 - Board Member Burman

Absent: 1 - Board Member Reilly

Attachments: [January 14, 2013 Minutes](#)

VI. RECOMMENDATIONS

5. Recommendation: Review, approve and adopt a resolution approving the Recognized Obligation Payment Scheduled 13-14 A (July 1, 2013 through December 31, 2013), and Administrative Budget for the period of July 1, 2013 through December 31, 2013). (13-0868)

Jonathan Leonard, Project Development Administrator, provided a staff report and a brief overview of the pre-populated form of the Recognized Obligation Payment Scheduled (ROPS) by the Department of Finance (DOF) with the obligations reported in the ROPS for the period of January 1, 2013 through June 30, 2013; and does not allow for any changes to be made to the disallowed items, which is highlighted in red.

Vice Chair Zimmerman inquired about adding new obligations to the ROPS. Robert Smith, Successor Agency Legal Counsel, informed the Oversight Board that the DOF determines it to be illegal to add new obligations to the ROPS and are not allowing Successor Agencies the due process rights of advocating the new enforceable obligations which continue to exist. However, as it pertains to this Successor Agency, there are no anticipated obligations to be added to the ROPS, but should one exist, the Successor Agency would petition the DOF for a new form to be submitted as an amended ROPS.

Board Member Burman inquired about the time frame to dispute disallowed items with the DOF. Mr. Smith responded that there is an existing statute of limitations to dispute the disallowed items, and the Successor Agency is seeking to resolve any disputes without resorting to legal action.

Vice Chair Zimmerman inquired about the number and author of the Bill that would amend Sections 34176 and 34191.4 of the Health and Safety Code, related to community redevelopment. Mr. Leonard informed the Oversight Board that it is Assembly Bill 981, introduced by Assembly Member Richard Bloom, and Senator Lou Correa is anticipated to introduce a bill in the near future.

On motion of Vice Chair Zimmerman, seconded by Board Member Arevalo, duly carried by the following vote, the Oversight Board adopted Resolution No. OB13-007, A Resolution of the Oversight Board of the Successor agency to the West Hollywood Community Development Commission Adopting a Recognized Obligation Payment Schedule and Successor Agency Administrative Budget for the Period from July 1, 2013 through December 31, 2013, Pursuant to Health and Safety Code Section 34177:

Ayes: 6 - Board Members Arevalo, Burman, Flaks, Roachell, Vice Chair Zimmerman and Chair Burnley

Absent: 1 - Board Member Reilly

Attachments: [Staff Report](#)
[ROPS 13- 14 A](#)
[ROPS 13-14 A Administrative Budget](#)
[Resolution](#)

VII. MISCELLANEOUS

6. Matters not on the posted agenda (to be presented and placed on the agenda of a future meeting). (13-0870)

There were none.

7. Adjournment. (13-0871)

The meeting adjourned at 2:19 p.m. The next regular meeting is scheduled for Thursday, March 28, 2013.